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**IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF
ALASKA KETCHIKAN DIVISION**

ALEX J. LEGE, an individual,
Plaintiff,
v.
THE CITY OF KETCHIKAN, a
municipal corporation; ROBERT
CHEATAM, in his individual capacity,
JUSTIN OSTER, in his individual
capacity, and LOUIS BONETA, JR., an
individual.
Defendants.

Case No. 5:20-cv-006-HRH

**CITY DEFENDANTS' MOTION FOR LEAVE TO FILE EXHIBIT "C" TO
MOTION FOR SUMMARY JUDGMENT CONVENTIONALLY**

Comes now defendants Robert Cheatam, Justin Oster and the City of Ketchikan (the City Defendants), by and through counsel, and moves for leave to file Exhibit C of the concurrently filed Motion for Summary Judgment in conventional form.

Concurrent with this motion, the moving defendants are filing a motion for summary judgment on all claims against them. One key piece of evidence attached to the motion is the videotape from Officer Oster's bodycam, which shows the interaction between Oster and Lege in detail. While the dialog from the bodycam has been fully transcribed, in this case Lege has made baseless allegations that Oster was already in the

process of stepping into his apartment before he asked for consent to enter. This is detailed in the motion brief. The videotape shows no such movement or step, and it is important for the Court to be able to review it in the context of the motion.

Pursuant to the clerks of court, it is understood that the digital video cannot be filed electronically on PACER. The video can be submitted in DVD/ROM format or in a separate "thumb" drive. For these reasons, leave is requested for a physical filing of this exhibit.

DATED this 26th day of August, 2021, at Anchorage, Alaska.

Walker & Eakes, LLC
Attorney for Defendants
THE CITY OF KETCHIKAN,
ROBERT CHEATAM and
JUSTIN OSTER

By: /s/ Greg Henrikson (9811069) for
Laura J. Eakes
Alaska Bar No. 0011072

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served this 26th day of August, 2021 by:

: Mail
 : Email
 : Facsimile
 : Hand Delivery
 : Courier

To the following persons:

Paul A. Clark
Clark Legal Services, LLC
10 Huron Avenue, #IN
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/s/ Amable Rosa

Walker & Eakes, LLC
170.460/pld/2021-08-25 DEFs MSJ

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